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July 29, 1983

Honorable Reginald Stanton
Superior Court of New Jersey
228 Hall of Records
Newark, New Jersey 07102

Re: State of New Jersey, Department of Environmental
Protection v. Scientific Chemical Processing, Inc., et al
Docket Number L-1852-83E

Dear Judge Stanton:

At a recent meeting regarding the cleanup of the Carlstadt site, Mr. Sigmond handed me copy of letter to Your Honor dated June 30, 1983 together with several attachments which attempt to show that he is not capable of paying for cleanup of the SCP sites. Please note that this letter had not previously been brought to my attention. Mr. Sigmond also handed me his letter to Your Honor dated July 18, 1983 which objects to the form of Order which I recently submitted to the Court. It is my recollection that paragraph 5 on page 3 is fully consistent with the direction given by the court at the July 7, 1983 hearing. During oral argument, I noted that Mr. Sigmond and Mr. Presto had failed to submit their plans for cleanup of the Carlstadt site. Thereafter, Your Honor specifically stated that these parties were to submit plans for cleanup of the Carlstadt site to DEP by August 5, 1983. In the alternative, Your Honor afforded said defendants the opportunity to join the plan submitted by Inmar Associates.

It is the position of the State that Mr. Sigmond is capable of contributing to or paying for the cleanup of the Newark and Carlstadt sites. While it may be true that Mr. Sigmond has several outstanding liabilities, the Sigmond and Presto partnership is the owner of two parcels of property in Newark and Carlstadt which may have substantial value that can be contributed toward the cleanups. Moreover, Mr. Sigmond and/or his wife have substantial personal assets. I respectfully submit

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that the assets of the Sigmund and Presto partnership, together with Mr. Sigmund's personal assets must be submitted to support the cleanups of the Newark and Carlstadt sites. Therefore, Mr. Sigmund has a continuing obligation, pursuant to this Court's order, to submit plans and participate in cleanups of the two SCP sites.

Thank you for your attention to this matter.

Respectfully yours,

IRWIN I. KIMMELMAN
ATTORNEY GENERAL

By David W. Reger
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DWR:map

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